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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

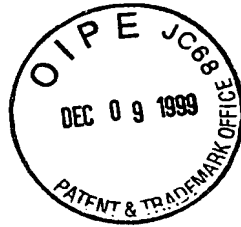
In re Patent Application of

**HENSHAW**

Appln. No. 09/393,261

Filing Date: September 10, 1999

FOR: RODENTICIDE



Examiner: Unknown

Art Unit: Unknown

\* \* \*

December 9, 1999

**RESPONSE TO "NOTICE OF INCOMPLETE RESPONSE"**

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

Sir:

Responsive to the Notice of incomplete response mailed December 3, 1999, please consider the following remarks.

Applicant's submission of November 10, 1999 was made to submit an executed small entity claim and to request a partial refund of the previously paid filing fee and the Rule 17(m) petition fee. It was not a response to the Notice to filing missing parts mailed September 29, 1999 so the executed declaration was not required at that time. Please advise when the refund of \$1111 has been credited to our deposit account.

The executed declaration and surcharge was submitted on November 29, 1999 as part of Applicant's response to the Notice to file missing parts. Applicant is assuming that this submission had not been matched with his application file and was not considered prior to the mailing of the Notice on December 3, 1999. Please advise, however, if his submission has been lost by the Patent Office so that further copies of that submission can be provided along with proof of timely filing.

HENSHAW - Appln. No. 09/393,261

Favorable examination on the merits is earnestly requested. If further information is required, the Patent Office is invited to contact the undersigned.

Respectfully submitted,

Cushman Darby & Cushman  
Intellectual Property Group of  
PILLSBURY MADISON & SUTRO, L.L.P.

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UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

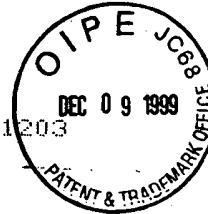
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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09/393,261 09/10/99 HENSHAW

PM-254839

0212/1203



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NOT ASSIGNED

DATE MAILED:  
1514

**NOTICE OF INCOMPLETE RESPONSE**  
**Filing Date Granted**

12/03/99

Applicant's response of 11/16/99 has been entered into the record. However, the application still remains incomplete for the following reason(s).

- ☐ 1. The filing fee has not been received. The amount of \$ 12.5 is due 12/17/99
- ☐ 2. The surcharge of \$ \_\_\_\_\_ has not been received.
- ☒ 3. The declaration has not been received.
- ☐ 4. The oath or declaration is not executed in compliance with 37 CFR 1.64(a) because:
  - ☐ a. The inventor's signature is missing.
  - ☐ b. The signature is missing for inventor(s) \_\_\_\_\_
  - ☐ c. The application is one filed under 37 CFR 1.42, 1.43, or 1.47, and the oath or declaration is not executed by the person(s) qualified to make the oath or declaration.

To prevent **ABANDONMENT** of this application, a complete response is required.

The period for response remains as set forth in the Notice to File Missing Parts dated \_\_\_\_\_. However, you may obtain **EXTENSIONS OF TIME** under the provisions of 37 CFR 1.136(a) by filing a petition accompanied by the appropriate fee (37 CFR 1.17).

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the response.**

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

FORM PTO-1664 (REV. 7-96)

**PART 2-COPY TO BE RETURNED WITH RESPONSE**